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* Admitted in TX only
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June 21, 2005

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Re: U.S. Patent Application No.: 10/018,638
For: *GROWTH DIFFERENTIATION FACTOR-9 REGULATORY SEQUENCES
AND USES THEREFOR*
Inventors: Martin Matthew Hatzuk, *et al.*
Filed: December 19, 2001
Our Ref. No.: MTN-029US

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Supplemental Information Disclosure Statement;
2. PTO Form SB/08;
3. A copy of the reference cited in PTO Form SB/08 (1); and
4. A Return Postcard.

No additional costs are believed to be due in connection with the filing of this Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080. For this purpose, a duplicate of this sheet is attached.

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to:
MS Amendment, Commissioner for Patents, P.O. Box 1450,
Alexandria, Virginia 22313-1450 on:

June 21, 2005

Date

Jeanne M. DiGiorgio, Registration No. 41,710

Respectfully submitted,
LAHIVE & COCKFIELD, LLP

Jeanne M. DiGiorgio
Registration No. 41,710
Attorney for Applicants



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Martin Matthew Hatzuk, *et al.*

Serial No.: 10/018,638

Filed: December 19, 2001

For: *GROWTH DIFFERENTIATION FACTOR-9
REGULATORY SEQUENCES AND USES
THEREFOR*

Attorney Docket No.: MTN-029US

Group Art Unit: 1636

Examiner: Celine X. Qian

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450


Certificate of First Class Mailing (37 CFR §1.8(a))

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June 21, 2005

Date of Signature and of Mail Deposit

By:


Jeanne M. DiGiorgio
Reg. No. 41,710
Attorney for Applicants

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicants and their Attorney are aware of the following additional publication, listed on the attached PTO Form SB/08, and in accordance with 37 CFR §1.97 hereby submit this publication for the Examiner's consideration. A copy of the cited publication is enclosed.


This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be

construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

In accordance with 37 CFR §1.97(e)(1), the undersigned hereby certifies that each item contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application *for the first time* not more than three months prior to the filing of this statement.

Under 37 CFR § 1.97(b)(3), no additional costs are believed to be due in connection with the filing of this disclosure. If, however, a first Office Action on the merits issues in this application bearing a mailing date prior to the date of this Information Disclosure Statement, please charge the appropriate fee as required under 37 CFR §1.17(p) to our Deposit Order Account No. 12-0080.

Respectfully submitted,
LAHIVE & COCKFIELD, LLP


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PTO/SB/08a/b (08-03)

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| | | | | Application Number | 10/018,638 |
| | | | | Filing Date | December 19, 2001 |
| | | | | First Named Inventor | Martin Matthew Hatzuk |
| | | | | Art Unit | 1636 |
| | | | | Examiner Name | Celine X. Qian |
| Sheet | 1 | of | 1 | Attorney Docket Number | MTN-029US |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|--------------------------|--|--------------------------------|--|---|
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| | C1 | Fitzpatrick, S.L., <i>et al.</i> "Expression of growth differentiation factor-9 messenger ribonucleic acid in ovarian and nonovarian rodent and human tissues." <i>Endocrinology</i> . 1998 May; 139(5):2571-8. | Abst |

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